

REMARKS

The specification and claims 1, 13, 20 and 27 have been amended as required by the Examiner. No new matter has been entered by any of the foregoing amendments.

Turning to the art rejections, and considering first the rejection of claims 1, 2, 7, 11, 13, 14, 19-21, and 27 under 35 USC §102 (b) as being anticipated by U.S. Published Patent Application 2003/0091057 to Miyashita *et al*, independent claims 1, 13, 20, and 27 all require “a forwarding section for forwarding control information included in the transmission signal to the transmitting section **without** controlling the control information according to the predetermined communication protocol.” In the paragraph bridging pages 3 and 4 of the Action, the Examiner indicates this limitation is taught by paragraph 84 of Miyashita, et al. However, paragraph 84 specifically describes the control information being controlled according to the predetermined communication protocol:

“The reception unit **60a** in the data transmission equipment **60** receives data transmitted from the data transmission equipment **62**. The control information extraction unit **60b** extracts control information from the data received by the reception unit **60a**. When the control information extracted by the control information extraction unit **60b** includes a request for storage of data, the data acquisition unit **60c** acquires the data from the data received by the reception unit **60a**. The storage unit **60d** stores the data acquired by the data acquisition unit **60c**. When the control information extracted by the control information extraction unit **60b** includes a request for readout of the data stored in the storage unit **60d**, the readout unit **60e** reads out the data from the storage unit **60d**. The transmission unit **60f** transmits to the client **63** the data read out by the readout unit **60e**.” (Underlining added for emphasis.)

Thus, the Miyashita *et al* reference not only fails to disclose all elements of the claimed invention, it teaches away from the claimed invention. Accordingly, Miyashita *et al* cannot be said to anticipate claims 1, 13, 20, and 27, or claims 2, 7, 11, 14, 19 and 21 which dependent therefrom.

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Turning to the rejection of claims 3-6, 12, 15, 18, 22-26, 28 and 29 as obvious from Miyashita *et al*, all of these claims are directly or indirectly dependent on independent claims 1, 13, 20 and 27, as the case may be. The deficiencies and contraindications of Miyashita *et al* vis-à-vis claims 1, 13, 20 and 27 are discussed above. Needless to say, given the deficiencies and contraindications of Miyashita *et al*, claims 3-6, 12, 15-18, 22-26, 28 and 29 cannot be said to be obvious from Miyashita *et al*.

Turning to the rejection of claims 8-10 as obvious from Miyashita *et al* in view of Czeiger *et al*, claims 8-10 are indirectly dependent on claim 1. The deficiencies and contraindications of Miyashita *et al* vis-à-vis claim 1 are discussed above. Czeiger *et al* does not supply the missing teachings to overcome the aforesaid deficiencies and contraindications of Miyashita *et al* to achieve or render obvious claim 1. Accordingly, claims 8-10 are allowable for the same reasons above adduced relative to claim 1, as well as for their own additional limitations.

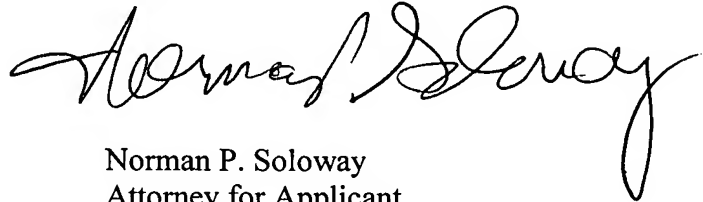
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Having dealt with all the objections raised by the Examiner, the Application is believed to be in order for allowance. Early and favorable action is respectfully requested.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account Number 08-1391.

Respectfully submitted,

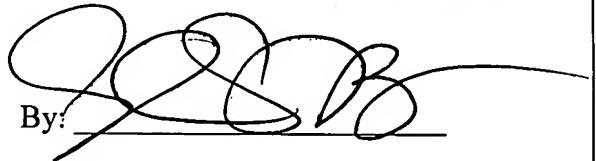


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